



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शुक्रवार, 7 अप्रैल, 1978/17 चैत्र, 1900

हिमाचल प्रदेश सरकार

PANCHAYATI RAJ DEPARTMENT

NOTIFICATION

Simla-2, the 20th March, 1978

No. PCH-H-A(3)-7/76.—In exercise of the powers vested in him under sections 60 and 237 of the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970), the Governor, Himachal Pradesh, proposes to make the following rules to amend the Himachal Pradesh Gram Panchayat Rules, 1971, and the same are hereby published in the Official Gazette for the information of the general public and a notice is hereby given that these draft rules will be taken into consideration after fifteen days from the date of its publication in the Official Gazette.

If any person affected thereby, desires to take any objection or has any suggestion to make regarding these amendments, he can send the same to the Director of Panchayati Raj, Himachal Pradesh, Simla-171002 before the expiry of the above period. The objections or suggestions, if any so received, will be taken into consideration before finalizing these draft amendments.

DRAFT RULES

THE HIMACHAL PRADESH GRAMPANCHAYAT (AMENDMENT) RULES, 1978

Short title and commencement.

1. (1) These rules may be called the Himachal Pradesh Gram Panchayat (Amendment) Rules, 1978.

(2) They shall come into force at once.

Substitution of rule 19.

2. For the existing rule 19 of the Himachal Pradesh Gram Panchayat Rules, 1971 (herein after called the "said rules"), the following rule 19 shall be substituted, namely:—

"19. The number of members of a Gram Panchayat assigned to each Gram Sabha including the Pradhan and Up-Pradhan but excluding the co-opted members shall be regulated in proportion to the population of the area comprising the Sabha in accordance with the following scale:—

- | | |
|--|------------|
| (1) Population not exceeding 2000 | .. Seven |
| (2) Population exceeding 2000 but not exceeding 3500 | .. Nine |
| (3) Population exceeding 3500 | .. Eleven: |

Provided that the Government may, where considered suitable, relax the above limit."

Substitution of rule 19-G.

3. For existing rule 19-C of the said rules, the following rule 19-C shall be substituted, namely:—

"19-C (1) A notice signed by atleast two-thirds of the members of Gram Sabha for bringing the resolution for removal of the Pradhan, or Up-Pradhan, or both, giving reasons for the same should be delivered in person by at least five members of the Sabha signing the notice to the District Panchayat Officer/District Development and Panchayat Officer.

(2) On receipt of notice of the no confidence motion to be brought against the Pradhan, the District Panchayat Officer/District Development and Panchayat Officer shall serve him with a copy of the no-confidence motion. He shall also be asked to place his defence and explanation before the Gram Sabha meeting which shall be convened for the purpose by the District Panchayat Officer/District Development and Panchayat Officer within 30 days of the receipt of the notice. In the requisition for the Gram Sabha meeting, the District Panchayat Officer/District Development and Panchayat Officer shall specify time, date and place of the meeting. Such a meeting shall be presided over by the District Panchayat Officer/District Development and Panchayat Officer himself or his nominee:

Provided that the Gram Sabha meeting shall be convened not before the expiry of 15 days from the date of notice to the Pradhan.

(3) If the no-confidence motion is brought against the Up-Pradhan, the District Panchayat Officer/District Development and Panchayat

Officer shall direct the Pradhan of the Gram Panchayat with a copy of the no-confidence motion and to call a Gram Sabha meeting, under his chairmanship. On receipt of such requisition, the Pradhan shall follow the procedure laid down in the foregoing sub-rule (2).

- (4) On the date, time and place of the Gram Sabha meeting, the District Panchayat Officer/District Development and Panchayat Officer or his nominee or the Pradhan, as the case may be, shall read out to the Gram Sabha text of the notice or the requisition received by him and shall then allow the motion to be moved and discussed. Upon conclusion of the discussion and after a reasonable opportunity has been given to the office bearer concerned to show cause against his proposed removal, the motion shall be put to vote.
- (5) The Chairman of the meeting shall not speak on the merits of the motion nor shall he be entitled to vote thereon.
- (6) The chairman of the meeting shall declare the result of the voting. The motion shall be deemed to have been carried when it has been passed by a majority of two-thirds of the members of Gram Sabha present and voting.
- (7) The proceedings of the meeting shall be recorded by the Secretary who shall send a copy of the same together with a copy of the motion and the result of the voting to the District Panchayat Officer/District Development and Panchayat Officer and to the Deputy Commissioner concerned.
- (8) Where the motion has been carried, the office bearer concerned, shall stand removed from his office with immediate effect and the Deputy Commissioner shall cause a notice to this effect to be affixed at the office of the Gram Panchayat and serve a copy of the same on the removed Pradhan or Up-Pradhan, as the case may be.
- (9) The Pradhan or Up-Pradhan removed from office shall make over charge of the same to the person named in the notice under sub-rule (8) and in case of default, action under section 14 shall be taken to make over the charge."

4. After existing Chapter V of the said rules, the following Chapter VI shall be inserted, namely:—

Insertion of Chapter VI.

“CHAPTER VI

JUDICIAL FUNCTIONS OF GRAM PANCHAYATS

84. Every suit, case or proceeding shall ordinarily be finally disposed of within six weeks of its institution or its transfer to the Gram Panchayat.

Limitation of period for disposal of a case.

If it is not decided within this period, the Gram Panchayat shall record reasons for the delay in the prescribed register of cases and suits and also in the quarterly returns submitted to the Sub-Divisional Judge.

Weekly list of cases to be notified.

85. A weekly list of suits, cases and proceedings with names of parties and the dates on which they are to be heard shall be hung up outside the office of the Gram Panchayat for general information.

No fee for enquiring date of hearing.

86. No fee shall be charged from a party or witness for enquiring orally or by application, the date fixed for the hearing of his case, suit or proceedings.

Application under section 215 and constitution of bench under section 216.

87. (1) As soon as application orally or in writing is made under section 215, its substance shall be recorded in the prescribed register and the signature or thumb impression of the applicant shall be taken in the register.

(2) The Pradhan or Up-Pradhan receiving the application shall, under section 216 record all particulars required under section 195 for determining territorial jurisdiction and in cases of civil suit further record its description and valuation and in a criminal case, the nature of offences, and, if possible, particulars of the matter mentioned in section 206.

(3) (i) The Pradhan or in his absence the Up-Pradhan shall form a bench of three Panches keeping in view the provisions of section 194 of the Act, for the trial and decision of the case, suit or proceeding.

(ii) Every bench shall, unless the Pradhan or Up-Pradhan is a member of it, in which case he will be the Chairman, choose one of the panches to be the Chairman of that bench.

Issue of process by Gram Panchayat.

88. The Pradhan or in his absence the Up-Pradhan of the Gram Panchayat, who has received application, shall then issue summons or notices to the parties concerned in accordance with the procedure laid down in rules 106 to 117 and shall take action to secure their appearance before the bench of the Gram Panchayat in the manner laid down in section 225 of the Act.

Examination of the parties and their witnesses (section 216 (3) of the Act.

89. (1) When hearing a civil suit or a revenue proceeding the Gram Panchayat shall first examine the plaintiff or applicant and his witnesses and afterwards the defendant or objector and his witnesses, as the case may be. While trying criminal case it shall first explain to the accused the charge or charges made against him and shall then record prosecution evidence and then examine the accused and his defence :

Provided that if in a criminal case an accused makes a clear and voluntary confession of the crime, he may be convicted without recording any evidence while in civil suit or revenue proceedings if the claim of the plaintiff or the applicant is totally admitted by the other party, it will not be necessary for the Gram Panchayat to record any evidence.

(2) Each party shall be allowed to cross examine another party (except the accused) and its witnesses just after their examination-in-chief but the Gram Panchayat may, either of its own motion or on the request of any party, examine any persons at any stage of the proceedings before passing final orders and in such case party shall be entitled to put questions to the person so examined.

(3) Before examining any person, except an accused, a Gram Panchayat shall administer him the following oath or affirmation:—

“I shall state the truth, and nothing but truth so help me God”. or
“I solemnly affirm that I shall state the truth and nothing but truth”

90. In matters involving a question of title or right under the personal law of the party, the Gram Panchayat shall make only a summary enquiry and shall not enter into intricate questions of title based on civil and personal laws. In case of any doubt or difficulty it may make reference to Sub-Divisional Officer/Judge, as the case may be, having jurisdiction and may act thereafter according to his directions.

Inquiry into question of title or right.

91. If any document other than the one on which a suit is based is produced, it shall be noted, endorsed and returned by the Gram Panchayat after the period of Limitation for appeal is over. The document on which a suit is based may be returned after the party producing the same has filed a certified copy of the document.

Return of documents.

92. (1) If a woman as a party or a witness wishes herself to be examined by the Gram Panchayat on commission, her representative acting under section 220 or the party calling her as a witness shall make an application to the Gram Panchayat in that behalf, and if ordered by the Gram Panchayat shall deposit conveyance charges at the rates fixed by the Sub-Divisional Officer or arrange for a conveyance for one of the Panches of the Gram Panchayat. The Panch nominated by the Gram Panchayat shall, thereupon on a specified date and time, information of which shall be given to the parties and the witness, examine the woman at her residence in the same manner as if she were appearing before the Gram Panchayat.

Examination of woman on commission.

(2) The statement so recorded shall be signed or thumb marked by her and attested at least by an identifying witness and shall form part of the record of the case, suit or proceeding concerned.

93. After ascertaining the facts of the case, suit or proceeding by examining the parties, their witnesses and the documents produced, if any, the Gram Panchayat shall record, in the prescribed form (Form's VII and VIII), as the case may be, a brief judgment or order and the signatures of the Panches and signatures or thumb impressions of the parties present shall be obtained thereon. Thereafter a decree in the prescribed form (Form No. IX) shall be drawn up:

Judgment order or decree.

Provided that in case the parties refuse to sign or affix their thumb impressions it shall not be necessary to compel them to do so.

94. If during the pendency of a criminal case, the accused dies, the case shall abate, but if during the pendency of a civil suit or revenue proceedings any party dies the legal representative of the said party shall be made a party to the suit or proceedings, as the case may be, subject to the provisions of section 208 of the Act.

Disposal of cases pending on death of any party.

95. The fine imposed or the compensation granted by Gram Panchayat shall be paid to the Pradhan or in his absence Up-Pradhan, or the Secretary and he shall give a receipt for the amount in Form X.

Payment of fine or compensation.

96. The language of Gram Panchayat and of all its record and registers shall be Hindi in Devnagri script.

Language of Gram Panchayat.

97. All notices to the parties and the Panches issued under rule 88 shall be required to be returned before the date of hearing and in case service has

Service of notice.

not been effected and the parties remain absent, then the Pradhan or Up-Pradhan, as the case may be, shall adjourn the case and shall inform the Panches of such decision.

Seal of
Gram Pan-
chayat.

98. Each Gram Panchayat shall have a seal inscribed with its name and shall use the same on all processes, orders, decrees and copies issued by it.

Court fees
[Section 215
(I) of the
Act].

99. The following fees in cash shall be charged by the Gram Panchayat before entertaining any case, suit or proceeding:—

<i>Civil suits</i>	<i>Fees to be charged</i>
When the amount or value of the subject matter in dispute does not exceed rupees ten ..	Twenty-five paise
When it exceeds rupees ten but does not exceed rupees twenty-five ..	Fifty paise
When it exceeds rupees twenty five but does not exceed rupees fifty ..	Rupee one
When it exceeds rupees fifty but does not exceed rupees two hundred ..	Twenty-five paise for every ten rupees or part thereof.
When it exceeds rupees two hundred ..	Forty paise for every ten rupees or part thereof.
1. Criminal complaints ..	Rupee one
2. Miscellaneous applications in a suit, case or proceeding ..	Twenty-five paise:

Provided that the Gram Panchayat, in its discretion, shall have the power to waive the payment of a fee in a criminal case but shall note its reasons for doing so in the register of criminal cases:

Provided further that where Gram Panchayat decides that it has no jurisdiction, it shall return the fee paid by the applicant, together with the application if in writing.

Fee on
certificate
of execu-
tion.

100. A fee calculated at the same rate as that given in rule 99 shall be levied by the Gram Panchayat from the decree holder before it issues a certificate of execution to another court and the same shall be added to the amount to be recovered under the certificate.

Application
for copy of
records and
fee thereon.

101. Every application for obtaining a copy of the judicial records of the Gram Panchayat shall be made to the Pradhan or Up-Pradhan and shall be accompanied by a fee of ten paise.

Copying
fee.

102. Copying fees shall be charged at the rate of twenty-five paise for every two hundred words or fraction thereof. The Gram Panchayat for special reasons may grant a copy of its order to an accused free of cost in case of his conviction.

Advance
cost.

103. Every application shall be accompanied by an advance sufficient to cover the estimated cost of the copy applied for.

104. The Pradhan or in his absence the Up-Pradhan may then get the copy prepared on plain paper, certify it as a true copy under his signature and seal and deliver it to the applicant or his duly authorised agent, and also refund to him the balance if any left out of the advance after meeting the copying charges.

Preparation and the delivery of the copy.

105. All the fees chargeable under rules 99, 100, 101 and 102 shall be paid in cash to the Secretary or Gram Panchayat and in his absence to the Pradhan who will credit them to Sabha fund and shall forthwith give a receipt under his signature in Form X.

Credit and disbursement of fees.

106. Unless the parties bring with them their own witnesses, every summons or notice issued by a Gram Panchayat shall be, in duplicate, and in the prescribed Form No. XI. It shall specify the time, date and place at which the person is required to attend and whether his attendance is required as accused, defendant, a judgement debtor or other party or a witness and whether for a purpose of giving evidence or to produce a document or for other purposes. If any particular document is to be produced it shall be described in the summons or notice with reasonable accuracy.

Summons to a person to attend or produce a document.

107. Any person may be summoned to produce a document without being summoned to give evidence, and any person summoned merely to produce a document shall be deemed to have complied with the summons if he causes such documents to be produced instead of attending personally to produce it.

Summons to produce documents.

108. No Gram Panchayat shall summon to appear before it, for the purpose of giving evidence persons who, according to the custom of the country or under the provisions of the Code of Civil Procedure, 1908 or under any other law in force are exempt from personal attendance in court.

Persons exempted from attendance in court not to be summoned.

109. If the person on whom the summons or notice is to be served resides within the jurisdiction of the Gram Panchayat, procedure outlined in rules 88 and 97 shall be followed.

Service of summons.

110. If the summons or notices are to be served at the instance of the party, the Gram Panchayat shall, except in a criminal case initiated by a public servant in his official capacity, recover fee of seventy-five paise per summons or notice, from that party.

Service fee.

The fee shall be credited to the Sabha fund and may be paid to the person serving the summons or notice at the rate of 50 paise per summons or notice.

111. The summons or notice shall ordinarily be served by a Chowkidar or process server, but the Pradhan or Up-Pradhan, who directs its issue, may, in his discretion, cause it to be served by any other person.

Person charged with process serving.

112. The summons or notice shall be served by delivery to the person concerned, whose signature or thumb impression shall be taken on the duplicate. If the person concerned cannot be found or if it appears that he is evading service, the Pradhan or Up-Pradhan may order that the summons or notice may be served on any adult male member of the family of the persons residing with him, or affixed to some conspicuous part of the house in which the person ordinarily resides.

Method of Service within jurisdiction.

Method of service on Government or Semi-Government servants.

113. If the summons or notice is required to be served on any servant of the Government or Semi-Government the same shall be sent in duplicate by registered post at the expense of party concerned to the Head of office, under whom the servant summoned is working, who shall return the original after service to the authority issuing the summons or notice as the case may be.

Method of Serving outside the jurisdiction.

114. (1) If the person to be summoned by Gram Panchayat in a suit, case or proceedings resides outside the jurisdiction of the Gram Panchayat in Himachal Pradesh, the Gram Panchayat shall send the summons by post or otherwise to the Gram Panchayat or the Court within whose jurisdiction person on whom it is to be served resides and such Gram Panchayat or Court shall cause it to be served as if it were its own summons and shall return the duplicate to the Gram Panchayat concerned.

(2) If the person to be summoned by the Gram Panchayat in a suit, case or proceedings resides outside Himachal Pradesh, the Gram Panchayat shall send the summons by post to the Civil Court within whose jurisdiction person on whom it is to be served resides and such court shall cause it to be served as if it were its own summons and shall return the duplicate to the Gram Panchayat concerned.

(3) If the person summoned under sub-rules (1) and (2) is a witness, the Gram Panchayat shall require the person at whose instance the summons is to be issued to deposit diet money payable to the witness under these rules before the summons is issued. The amount of the diet money shall be noted on the summons and shall be paid to the witness on his appearance.

Procedure of summons issued under rule 114.

115. A Summons issued by Gram Panchayat under rule 114 shall be sent to the Gram Panchayat or the Court concerned by post or otherwise and shall contain a note that it has been issued by the Gram Panchayat on its own motion and that diet money shall be paid by the Gram Panchayat to the witness on his appearance.

Diet money from Sabha Fund.

116. When Gram Panchayat summons a witness on its own motion and such witness resides beyond its jurisdiction, it shall pay diet money to the witness out of the Sabha Fund.

Refusal to Summon a witness.

117. Gram Panchayat may refuse to summon a witness if, in its opinion his attendance cannot be procured without any amount of delay, expense or inconvenience, which, in the circumstances would be unreasonable.

Definition of diet money.

118. Diet money includes (a) daily allowance, and (b) travelling expenses and is intended to re-imburse witnesses from the reasonable expenses incidental to their attendance before the Gram Panchayat.

Rate of daily and travelling Allowances

119. Daily allowance and travelling allowance shall be paid to the witnesses at the following rates by the Pradhan or Up-Pradhan considering the status of the witness:—

- (i) daily allowance Rs. 2.00 to Rs. 3.00,
- (ii) travelling allowance for journey by road—actual bus fare.
- (iii) travelling allowance for a journey by rail—one and a half railway fare of a class considered suitable by the Pradhan or Up-Pradhan.
- (iv) if a servant or officer of the Government or a local body is summoned as a witness, his daily and travelling allowance shall be governed by the rules of the Government or the local body, as

the case may be. If there are no rules for any local body in this connection, the daily and travelling allowance shall be determined by the Gram Panchayat.

120. Whenever diet money is deposited, the Gram Panchayat shall give a receipt to the person depositing it and shall forthwith enter in the register of diet money (Form No. XII) the name of the depositor and the amount deposited. On payment of the diet money to a witness or in its repayment to the depositor the Pradhan or Panch in whose presence the amount is paid shall sign the register of the diet money.

Register of diet money and issue of receipt.

121. The Gram Panchayat or any Panch of it duly authorised in this behalf may, for ascertaining facts conducive to the proper disposal of a case or a reference, enter upon any land or building at any time between sunrise and sunset after giving twenty-four hours notice to the occupier, or when there is no occupier, to the owner of such land or in his absence to his representative, if the land or building is in the occupation of a woman who according to the custom of the country do not appear in the public, due notice may be given to her to withdraw.

Power of investigation.

122. (1) The decree holder or a person in whose favour an order has been passed, may, after the passing of the decree or order, put in an application for its execution on payment of the same fee as is provided for the institution of the original suit, case or proceedings before the Gram Panchayat, which passed the decree or order, and the same shall be included in the costs.

Application for execution (Section 233 of the Act).

(2) The Gram Panchayat shall issue a notice to the opposite party to pay up the decretal amount or comply with the order within thirty days, or such further time not exceeding three months as it may deem fit to allow, after the notice is served. If the amount is not paid, or order not complied with, within the period specified, the decree or order shall be sent to the Sub-Divisional Judge, for execution as provided in sub-section (2) of section 233 of the Act.

(3) In case the defendant's property is situated outside the jurisdiction of the Gram Panchayat passing such decree or order, it may transfer the decree or order for execution to the Gram Panchayat in whose jurisdiction the property of the defendant is situated. The application for execution along with an attested copy of the decree or order shall be forwarded to the Gram Panchayat concerned by post or through Chowkidar, as may be considered convenient by the Gram Panchayat. The Gram Panchayat to whom the decree or order is so transferred shall then execute the decree or order as if it were a decree or order passed by it.

123. When in any case a Gram Panchayat imposes fine under section 197 or awards compensation under section 203 of the Act, the Gram Panchayat shall issue a notice to the party concerned to deposit the amount of fine or compensation, as the case may be, in the Gram Panchayat, within thirty days, or such further time not exceeding three months as it may deem fit to allow, after the notice is served. If the amount is not deposited within the period specified the Gram Panchayat shall request the Sub-Divisional Judge within whose jurisdiction the Gram Panchayat lies to recover it.

Recovery of fine.

Registers to be maintained by Gram Panchayat.

124. The following registers shall be maintained by the Gram Panchayat:—

- (1) Register of civil suits in Form XIII;
- (2) Register of revenue proceedings in Form XIV;
- (3) Book of receipts for money received in Form X;
- (4) Register of processes and summons issued or sent for services in Form XV.
- (5) Register of diet money in Form XII;
- (6) Register of criminal cases in Form XVI;
- (7) Register of fines in Form XVII;
- (8) Inspection book; and
- (9) Register of execution of decrees in Form XVIII.

Additional registers.

125. In addition to the registers prescribed in these rules the Director may, whenever he thinks fit, order the maintenance of any other register or book by a Gram Panchayat.

Consigning of the records in the general record room of the District.

126. (1) Records of every case criminal, civil or revenue decided by a Gram Panchayat shall be consigned to the general record room at district or Sub-divisional headquarters one year after they have been closed. Such records shall be kept and destroyed in accordance with the Destruction of Records Act, 1917 and the rules made thereunder.

(2) All Judicial and non-Judicial registers and books maintained by a Gram Panchayat shall, when finished, be kept in the Gram Panchayat Office for two years after which they shall be consigned to the general record room of the Deputy Commissioner's office.

Form of registers.

127. The register, books and forms prescribed herein shall be in the forms appended to these rules but the Director may by a general or special order, make any alteration in them.

Quarterly returns of Gram Panchayat.

128. A Gram Panchayat shall in the form of prescribed registers submit returns to the Sub-Divisional Judge of civil and criminal cases and those regarding revenue proceedings to the Sub-Divisional Officer.

Inspection of pending records.

129. The record of a case, suit or proceeding which is pending or which has been decided but the record of which has not been consigned under rule 126, may be inspected by a party thereto free of charge. Any other person, desiring to inspect such record, shall obtain the permission of the Chairman of the bench before whom the case, suit or proceeding, is pending or Pradhan of the Gram Panchayat, if it has been decided, by presenting an application stating therein the nature of the interest for the protection of which inspection is sought. On permission being granted, inspection shall be allowed on payment of inspection fees laid down in rule 130. The record of a pending case suit or proceeding includes the record of a decided case, suit or proceeding called for in connection with a pending case. The inspection of records consigned to the record room, shall be governed by the rules and regulations regulating the inspection of such records in the general record room.

Inspection fee.

130. The inspection fee shall be twenty five paise for the first hour and fifteen paise for any subsequent hour or fraction thereof for every record inspected. The fee chargeable under this rule shall be paid in cash with the application for inspection to the Pradhan or Up-Pradhan who shall credit it to the Sabha Fund and shall forthwith give a receipt under his signature in prescribed Form X.

131. The inspection shall be made during the office hours in the office of Gram Panchayat.

Place and time for inspection.

132. The use of pen and ink during inspection is prohibited. Inspection of any record shall be made only in presence of an officer of the Gram Panchayat.

General prohibition and directions for inspection.

133. (1) A Gram Panchayat shall be deemed to be criminal court when trying a criminal case.

Duty of police towards Gram Panchayats.

(2) When information relating to the Commission of a cognizable offence triable by a Gram Panchayat has been given to an officer-in-charge of a police station, he shall forthwith send a copy of the First Information Report to the Gram Panchayat competent to try such an offence and such Gram Panchayat shall not proceed to try any complaint relating to the same facts nor shall it issue any summons in the matter, until the Officer has intimated in writing that the investigation has been concluded. Such Officer shall send the information to the Gram Panchayat after the conclusion of the investigation.

(Section 236 of the Act).

134. (1) At the close of each quarter of the year, the Gram Panchayat shall deposit all moneys creditable to the Consolidated Fund of the State realised by the Gram Panchayat in the Government treasury under intimation to the Block Development Officer concerned. A copy of the challan shall be kept in the record of the Gram Panchayat.

Section 238 of the Act.

(2) At the close of the year, the Block Development Officer shall prepare a statement of the amounts deposited by each Gram Panchayat of his block during the preceding year duly verified by the Sub-Treasury/Treasury Officer concerned and shall send the same to the Deputy Commissioner of the District.

(3) The Deputy Commissioner, in his turn, shall consolidate the statements referred in sub-rule (2) above for the whole district and after getting it verified by the Treasury Officer, forward the same to the Director.

(4) The Director shall arrange for the disbursement of the amount deposited by each Gram Panchayat to the Gram Panchayat of the area."

5. In form VI appended to the said rules, the words "NYAYA PANCHAYAT" and "Sarpanch" wherever these words occur in said Form, shall be omitted.

Amendment of form VI.

6. After Form VI of the said rules, the following Forms VII, VIII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII and XVIII, shall be inserted, namely:—

Insertion of Forms VII to XVIII.

“FORM VII

JUDGEMENT FORM OR DECREE
(See rule 93)

1. No. of suit or proceedings.
2. Date of institution or receipt.
3. Valuation of suit.
4. Amount of fees collected.
5. Date of disposal.

Name of the Panches giving decision.....

Name of plaintiff or applicant....	Name of defendant or opposite party.....
Parentage.....	Parentage.....
Religion	Religion
Age.....	Age.....
Place of residence.....	Place of residence.....
Name of Gram Sabha.....	Name of Gram Sabha.....

Subject matter of suit contention of either side, gist of the evidence from each side, findings with reasons and the judgment, with the signature of the Panches.

Signatures or thumb impressions of parties.

Remarks showing the steps taken to execute the decree or order.

FORM VIII

JUDGEMENT ORDER OR DECREE
(See rule 93)

1. Number of case.
2. Date of institution.
3. Amount of fees collected.
4. Date of disposal.

Name of applicant.....	Name of accused.....
Parentage	Parentage
Religion.....	Religion.....
Age.....	Age.....
Place of residence.....	Place of residence.....
Police Station.....	Police Station.....
Gram Sabha.....	Gram Sabha.....

Substance of the complaint and the plea of the accused, gist of the evidence from both sides, the findings with reasons and the judgement with the signature of the Panches.

Signatures or thumb impressions of parties.

Remarks showing whether the fine is recovered or how the order of the Gram Panchayat was given effect to.

FORM IX

DECREE FORM

(See rule 93)

Plaintiff

versus

Defendant

Claim for.....

This suit coming on this day for final disposal before the Panchayat.....
..... in presence of the plaintiff/plaintiff's mukhtar and/or
defendant or defendant's mukhtar, is it ordered that..... do
pay to the..... the sum of Rs.....

Given under my hand and seal of the Gram Panchayat this
day of.....

Signature of the Pradhan
Gram Panchayat.....

FORM X

FORM OF RECEIPT

(See rules 95, 105, 124 and 130)

.....Gram Panchayat..Gram Panchayat....
No..... dated.....	No..... dated.....
Received from Shri.....	Received from Shri.....
a sum of Rupees.....	a sum of Rs.....
on account of.....	on account of.....
Court fee	Court fee
Execution fee	Execution fee
Copying fee	Copying fee
Fine	Fine
etc.	etc.

*Signature of Pradhan/
Up-Pradhan/Secretary.*

*Signature of Pradhan/
Up-Pradhan/Secretary.*

FORM XI

SUMMONS
(See rule 106)

Serial No.	Serial No.
Names of the parties.	Names of the parties.
Nature of offence or claim.	Nature of offence or claim.
Date of institution.	Date of institution.
Name and description of the persons summoned.	Name and description of the persons summoned.
Whereas this case will be placed before the Gram Panchayat.	Whereas this case will be placed before the Gram Panchayat.
on (date and time).	on (date and time).
at place.	at place.
You. are hereby required to attend as an accused/defendant/judgement debtor/other party/witness, for giving evidence/to produce the following documents:—	You. are hereby required to attend as an accused/defendant/judgement debtor/other party/witness, for giving evidence/to produce the following documents:—

(Seal) *Signature of the Chairman or any Panch.*

Date.

(Seal) *Signature of the Chairman or any Panch.*

Date.

FORM XII

REGISTER OF DIET MONEY
(See rules 120 and 124)

1. Number of case along with particulars of the parties.
2. Date of deposit.
3. By whom deposited.
4. Amount paid.
5. To whom paid.
6. Date of payment.
7. Signature of Pradhan or Up-Pradhan or Panch before whom payment is made.

FORM XIII

(See rule 124)

REGISTER OF CIVIL SUITS
GRAM PANCHAYAT.

1. Serial Number.
2. Date of institution.
3. Name of the applicant or plaintiff and father's name and address.
4. Name of the defendant, father's name and address.
5. Description of the suit.
6. Valuation of the suit.
7. Date of decision.
8. Result of the decision.
9. Whether any appeal filed.
10. Decision in appeal or revision.
11. Date of consignment of the file to record room.
12. Signature.
13. Remarks.

FORM XIV
(See rule 124)

REGISTER OF REVENUE PROCEEDINGS
GRAM PANCHAYAT.....

1. Serial Number.
2. Date of institution.
3. Name of applicant with father's name and address.
4. Name of the respondent with father's name and address.
5. Description of proceedings.
6. Valuation of the case.
7. Date of decision.
8. Result of decision.
- 8(a) Whether any appeal or revision petition filed.
9. Decision in appeal or revision.
10. Date of consignment of the file to record room.
11. Signature.
12. Remarks.

FORM XV
(See rule 124)

REGISTER OF SUMMONS OF GRAM PANCHAYAT.....

1. Serial Number.
2. No. of the case/suit in which summons is issued.
3. The names of the persons to whom the summons has been issued.
4. Date of issue of summons.
5. The date of handing over summons to person serving the summons or notice.
6. Signature of person serving the summons or notice.
7. Date of service of summons.
8. Date of return of summons to the Panchayat.
9. Signature of Secretary.
10. Total amount of service fee.
11. Share of person serving the summons or notice.
12. Date of disbursement to person serving the summons or notice.
13. Signature of person serving the summons or notice.

FORM XVI
(See rule 124)

REGISTER OF CRIMINAL CASES OF GRAM PANCHAYAT....

1. Serial Number.
2. Date of institution.
3. Name, Father's name and address of the complainant.
4. Name, father's name and address of the accused.
5. Offence.
6. Date of decision.
7. Result of the decision.
8. Whether any appeal filed.
9. Decision in appeal.
10. Date.
11. Signature.
12. Remarks.

FORM XVII
(See rule 124)

REGISTER OF RECOVERY OF FINE
GRAM PANCHAYAT.....

1. Serial Number.
2. No. of case.
3. Description of case.
4. Particulars of the parties.
5. Date of decision.
6. Amount of fine.
7. Name of the party on which fine imposed.
8. The amount of fine recovered by the Gram Panchayat.
9. Date of receipt.
10. Date of presentation of application to the Court.
11. (a) Amount recovered by the Sub-Divisional Judge.
(b) Date of recovery by the Sub-Divisional Judge.
12. Balance of fine.
13. Remarks.

FORM XVIII
(See rule 124)

REGISTER OF EXECUTION OF DECREE
GRAM PANCHAYAT.....

1. Serial Number.
2. Date of presentation of application.
3. No. of the suit.
4. Name and address of the parties to the suit.
5. Date and description of decree.
6. Name of the applicant.
7. Name of the judgement debtor.
8. Prayer of the applicant.
9. Date and result of execution.
10. Brief contents of the order with date and name of the officer passing orders.
11. Date of consignment of the file to the record room.
12. Remarks.”.

Repeal and
Savings,

7. The Himachal Pradesh Nyaya Panchayat Rules, 1972 are hereby
Repeal and savings, repealed.

Notwithstanding such repeals anything done or any action taken, under the rules so repealed, shall be deemed to have been done or taken under the corresponding provisions of these rules to the extent that it is not inconsistent with these rules.

C. P. SAJAYA,
Joint Secretary.